

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Judiciary, to which was referred Senate Bill No. 80, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, delete lines 8 through 14, begin a new paragraph and insert:
- 2 **"(b) A prosecution for a Class B or Class C felony that would**
- 3 **otherwise be barred under this section may be commenced within**
- 4 **one (1) year after the earlier of the date on which the state:**
- 5 **(1) first discovers the identity of the offender with DNA**
- 6 **(deoxyribonucleic acid) evidence; or**
- 7 **(2) could have discovered the identify of the offender with**
- 8 **DNA (deoxyribonucleic acid) evidence by the exercise of due**
- 9 **diligence.**
- 10 **However, for a Class B or Class C felony in which the state first**
- 11 **discovered the identity of an offender with DNA (deoxyribonucleic**
- 12 **acid) evidence after the time otherwise allowed for prosecution and**
- 13 **before July 1, 2001, the one (1) year period provided in this**
- 14 **subsection is extended to July 1, 2002."**
- 15 Page 3, line 10, after "2001]" insert "**The amendments to**".
- 16 Page 3, line 10, delete ", as" and insert "**made by this act apply to**

- 1 **all crimes regardless of whether the crime was committed before,**
- 2 **on, or after July 1, 2001."**
- 3 Page 3, delete lines 11 through 12.
 (Reference is to SB 80 as introduced.)

and when so amended that said bill do pass .

Committee Vote: Yeas 6, Nays 0.

Senator Bray, Chairperson